



5-13-3

1648

Atty. Dkt. No. 041303-0138  
Appl. Ser. No. 09/812,720

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Mellencamp, Mark W.  
Title: EQUINE HERPESVIRUS VACCINE  
Appl. No.: 09/812,720  
Filing Date: 03/20/2001  
Examiner: Foley, Shanon A.  
Art Unit: 1648

<b>CERTIFICATE OF EXPRESS MAILING</b>	
I hereby certify that this correspondence is being deposited with the United States Postal Service's "Express Mail Post Office To Addressee" service under 37 C.F.R. § 1.10 on the date indicated below and is addressed to: Commissioner for Patents, PO Box 1450, Alexandria, Virginia 22313-1450.	
EV 2270435301 US (Express Mail Label Number)	05/12/03 (Date of Deposit)
Roberta A. Cooper (Printed Name)	
 (Signature)	

**AMENDMENT TRANSMITTAL**

Commissioner for Patents  
PO Box 1450  
Alexandria, Virginia 22313-1450

**RECEIVED**  
MAY 15 2003  
TECH CENTER 1600/2900

Sir:

Transmitted herewith is an amendment in the above-identified application.

- [ ] Small Entity status under 37 C.F.R. § 1.9 and § 1.27 has been established by a Small Entity statement previously submitted.
- [ ] Small Entity statement is enclosed.
- [ X ] The fee required for additional claims is calculated below:

	Claims as Amended	Previously Paid For	Extra Claims Present	Rate	Additional Claims Fee
Total Claims:	36	34	2	\$18.00	\$36.00
Independents:	6	7	0	\$84.00	\$0.00
First presentation of any Multiple Dependent Claims:				\$280.00	\$0.00
CLAIMS FEE TOTAL:					\$36.00

- [ ] Applicant hereby petitions for an extension of time under 37 C.F.R. §1.136(a) for the total number of months checked below:

<input type="checkbox"/>	Extension for response filed within the first month:	\$110.00	\$0.00
<input type="checkbox"/>	Extension for response filed within the second month:	\$410.00	\$0.00
<input type="checkbox"/>	Extension for response filed within the third month:	\$930.00	\$0.00
<input type="checkbox"/>	Extension for response filed within the fourth month:	\$1,450.00	\$0.00
<input type="checkbox"/>	Extension for response filed within the fifth month:	\$1,970.00	\$0.00
EXTENSION FEE TOTAL:			\$0.00
CLAIMS AND EXTENSION FEE TOTAL:			\$36.00
<input type="checkbox"/>	Small Entity Fees Apply (subtract ½ of above):		\$0.00
TOTAL FEE:			\$36.00

☒ Check number 12336 in the amount of \$36.00 is enclosed.

☒ The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 06-1447. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 06-1447. If any extensions of time are needed for timely acceptance of papers submitted herewith, applicant hereby petitions for such extension under 37 C.F.R. § 1.136 and authorizes payment of any such extensions fees to Deposit Account No. 06-1447.

Please direct all correspondence to the undersigned attorney or agent at the address indicated below.

Respectfully submitted,

Date 05/12/03

By M. Scott McBride

FOLEY & LARDNER  
Customer Number: 26371

M. Scott McBride  
Attorney for Applicant  
Registration No. 52,008



26371

PATENT TRADEMARK OFFICE

Telephone: (414) 297-5529  
Facsimile: (414) 297-4900